

UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.

LEX-0473-USA

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of () application identifier or (X) first named inventor, Gregory Donoho, entitled Novel Human Kinase Proteins and Polynucleotides Encoding the Same, for a(n):

() Original Patent Application.

(X) Continuing Application (prior application not abandoned):

(X) Continuation () Divisional () Continuation-in-part (CIP)
of prior Application No. 09/671,050, filed on 09/27/2000.

() A statement claiming priority under 35 USC § 120 has been added to the specification.

Enclosed are:

(X) Specification; 26 Total Pages. () Drawing(s); Total Sheets.

(X) Oath or Declaration:

() A Newly Executed Combined Declaration and Power of Attorney:

() Signed. () Unsigned. () Partially Signed.

(X) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).

(X) Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.

() Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).

(X) Power of Attorney.

(X) Return Receipt Postcard.

() Associate Power of Attorney.

() A Check in the amount of \$ for the Filing Fee.

(X) Preliminary Amendment.

() Information Disclosure Statement and Form PTO-1449.

() A Certified Copy of Priority Documents (if foreign priority is claimed).

() Applicant claims small entity status.

(X) Other: Statement under 37 C.F.R. §§ 1.821(e)(f) (Seq. listing 9 pages); Request to make Prior Art from Previous Application of Record with Exhibit A (copies of Form PTO 1449(s) from Previous Application); and Copy of Assignment from Previous Application

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	3	0	\$18.00	\$0.00
Independent Claims	3	0	\$86.00	\$0.00
Multiple Dependent Claim Fee (if applicable)				\$0.00
Assignment Recording Fee (if applicable)				\$0.00
Basic Filing Fee				\$770.00
Total Filing Fee				\$770.00

Customer # 24231

Respectfully submitted,

DAVID W. HABLER
REG. NO. 41,071

By: Lance K. Ishimoto by David W. Habler

Lance K. Ishimoto, Attorney of Record, Reg. No. 41,866

Date: January 28, 2004

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I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Commissioner for Patents
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P.O. Box 1450
Alexandria, VA 22313

By: Michelle KleinTyped Name: Michelle KleinExpress Mail Label No.: EL 982237589 USDate of Deposit: January 28, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Donoho *et al.* Prior Group Art Unit: 1652

Application No.: Unknown Prior Application Examiner:
Parent Application Serial Number 09/671,050 M. Monshipouri

Filed: Concurrently Herewith

Attorney Docket No.: LEX-0473-USA

Title: Novel Human Kinase Proteins and
Polynucleotides Encoding the Same

REQUEST TO MAKE PRIOR ART FROM PREVIOUS APPLICATION OF RECORD

Assistant Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

The present paper constitutes Applicants' compliance with their duty of disclosure under 37 C.F.R. § 1.56. Please make all prior art of record in parent application Serial No. 09/671,050, filed September 27, 2000, of record in the present case, including that cited by the Office and Applicants. As a courtesy, copies of the Form PTO-1449s from the prior application are included herewith as **Exhibit A**.

Respectfully submitted,

January 28, 2004

Date



David W. Hibler
Agent for Applicants

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